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June 27, 2007

Charles Reynolds, Resident Agent
Co-Op Mining Company
P. O. Box 1245
Huntington, Utah 84528

Subject: <u>Loadout Expansion, Task ID # 2809, Co-Op Mining Company, Bear Canyon Mine, C/015/0025</u>

Dear Mr. Reynolds:

The Division has reviewed your Loadout Expansion application. The Division has determined that there are some deficiencies that must be addressed before the Division can make a determination that the requirements of the R645 Coal Mining Rules have been met and approve the amendment. Those deficiencies are listed as an attachment to this letter.

Each deficiency identifies its author by that author's initials in parentheses, so that your staff can directly communicate with that individual relative to the preparation of Co-Op Mining Company's response to that particular deficiency.

[PWB] Priscilla Burton (435) 613-1146 Ext. 207
[JDS] Jim Smith, Team Lead (801) 538-5262
[WHW] Wayne H. Western (801) 538-6263

Please respond to these deficiencies as soon as possible, but no later than July 30, 2007, so that we may efficiently process your application.

Sincerely,

Pam Grubaugh-Littig
Permit Supervisor

Attachment
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UTAH
DNR

OIL, GAS & MINING

Deficiency List
Task No. 2809
Bear Canyon Mine
Loadout Expansion

R645-301-521.190, The Permittee must update the C1 to show that no new additional disturbed areas will be added. [WHW]

R645-301-512.250, The Permittee must have all maps and cross section that show the designs for the roads associated with the truck loadout expansion certified by a registered professional engineer. For examples, cross sections TS-5 + 400 to TS-5 + 800 were not certified. All maps, drawing and cross sections that need to be certified must have an individual certification. [WHW]

R645-301-830.200, The Permittee must increase the bond to a minimum of $2,187,000. [WHW]